



Paper No. 7

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**MAR 18 2003**

**OFFICE OF PETITIONS**

In re reissue Application of :  
Liang-Ju Lu :  
Application No. 10/032,516 :  
Filed: October 26, 2001 :  
Attorney Docket No. 2316.690USRE :  
Title: DOUBLE FERRULE SC CONNECTOR :  
AND ADAPTER :

DECISION ACCORDING STATUS  
UNDER 37 CFR 1.47(b)

This is in response to the Request for Reconsideration of  
Petition Under 37 CFR 1.47(b), filed March 11, 2003 (Certificate  
of Mailing dated March 4, 2003).

The petition under 37 CFR 1.47(b) is **GRANTED**.

The above-identified re-issue application was filed on October  
26, 2001. On March 13, 2002, applicant was mailed a "Notice to  
File Missing Parts of Reissue Application - Filing Date Granted,"  
requiring an executed oath or declaration and a surcharge for its  
late filing. This Notice set a two-month period for reply.

In reply, applicant filed a petition under 37 CFR 1.47(b) on July  
22, 2002, and paid the surcharge for late filing of the  
declaration. To make timely this reply, applicant obtained a two  
month extension of time and included a Certificate of Mailing  
dated July 15, 2002.<sup>1</sup> However, the petition was dismissed in a  
decision mailed on February 5, 2003. Rule 47 applicant failed to  
provide a declaration in compliance with 37 CFR 1.63, because it  
did not identify the citizenship, mailing address, and residence  
of nonsigning inventor Lu.

A grantable petition under 37 CFR 1.47(b) requires: (1) proof  
that the non-signing inventor cannot be reached or refuses to  
sign the oath or declaration after having been presented with the  
application papers (specification, claims and drawings); (2) an  
acceptable oath or declaration in compliance with 37 CFR 1.63;

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<sup>1</sup> July 13th and 14th fell on a Saturday and Sunday, respectively. See  
37 CFR 1.7(a).

(3) the petition fee; (4) a statement of the last known address of the non-signing inventor; (5) proof that the Rule 47(b) applicant has sufficient proprietary interest in the subject matter to justify the filing of the application; and (6) proof of irreparable damage.

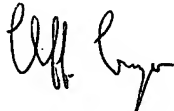
With the renewed petition, Rule 47 applicant has submitted a declaration executed by Michael K. Ouyang on behalf of nonsigning inventor Lu. The petitions filed July 22, 2002, March 11, 2003, and the declaration have been reviewed and found to be in compliance with 37 CFR 1.47(b).

This application is hereby accorded Rule 1.47(b) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application file is being forwarded to Technology Center 2800, Group Art Unit 2874, for docketing.

Telephone inquiries related to this decision may be directed to the undersigned at (703) 305-0272.



Cliff Congo  
Petitions Attorney  
Office of Petitions